

**SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT  
CLEAN FLEET VEHICLE RULES**

**ADVISORY NOTICE TO FLEETS  
SUBJECT TO SOUTH COAST AQMD FLEET VEHICLE RULES  
(1186.1, 1191, 1192, 1193, 1194, 1195, and 1196)**

**RECENT SUPREME COURT DECISION AND  
FLEET RULE IMPLEMENTATION**

**(Date: May 26, 2004)**

The South Coast Air Quality Management District is taking the following steps conforming to the recent decision announced by the United States Supreme Court in *Engine Manufacturers Association v. South Coast Air Quality Management District*:

- The Fleet Rules remain in full force and effect as they apply to state and local public entities including the State of California, counties, cities, and special districts.
- The SCAQMD will not affirmatively enforce the requirements of the Fleet Rules as they apply to private entities.
- The SCAQMD will not affirmatively enforce the requirements of the Fleet Rules as they apply to vehicle fleets owned by private entities and contracted to public entities.
- The SCAQMD encourages all fleet operators to continue purchasing clean-fuel vehicles to benefit the environment. When making vehicle-purchasing decisions, fleet operators should be aware that the SCAQMD is exploring administrative actions making the Fleet Rules fully enforceable as to all vehicle fleets, both public and private.

Please review detailed information below regarding the Fleet Rules affecting your vehicle fleets.

**Rules 1191 and 1196**

Rule 1191 – Clean On-Road Light- and Medium-Duty Public Fleet Vehicles and Rule 1196 – Clean On-Road Heavy-Duty Public Fleet Vehicles remain in full force and effect as they apply to public entities.

### **Rule 1192 – Clean On-Road Transit Buses**

Rule 1192 remains in full force and effect as it applies to public entities. The SCAQMD will not take affirmative steps to enforce the requirements of Rule 1192 when private fleet entities provide vehicles by contracting with public entities.

### **Rule 1193 – Clean On-Road Residential and Commercial Refuse Collection Vehicles**

Rule 1193 remains in full force and effect as it applies to public entities. The SCAQMD will not take affirmative steps to enforce the requirements of Rule 1193 as it applies to private entities. Nor will the SCAQMD take affirmative steps to enforce the requirements of Rule 1193 when private entities provide vehicles by contracting with public entities.

### **Rule 1194 – Airport Ground Access**

Rule 1194 remains in full force and effect as it applies to public entities. The SCAQMD will not take affirmative steps to enforce Rule 1194 as it applies to private entities. To the extent that an airport authority provides services with vehicles it owns, the airport authority is considered a public fleet operator. SCAQMD staff will continue to work with airport authorities to monitor taxicab and shuttle operations at the commercial airports. The SCAQMD will continue to provide funding assistance for taxicab operators who wish to purchase alternative-fueled vehicles as provided under Rule 1194. Taxicab operators who have purchased vehicles with SCAQMD funding have contractual obligations that the SCAQMD will continue to enforce, including the obligation to operate their taxicabs in the South Coast Air Basin.

### **Rule 1195 – Clean On-Road School Buses**

Rule 1195 remains in full force and effect as it applies to public entities. The SCAQMD will not take affirmative steps to enforce Rule 1195 as it applies to private entities. Nor will the SCAQMD take affirmative steps to enforce the requirements of Rule 1195 when private entities provide vehicles by contracting with public entities.

### **Rule 1186.1 – Less-Polluting Sweepers**

Rule 1186.1 remains in full force and effect as it applies to public entities. Rule 1186.1 remains in full force and effect to the extent that it requires public entities to solicit bids for street-sweeping services from vehicle operators providing clean-fuel street sweepers. The SCAQMD will not affirmatively enforce Rule 1186.1 as it applies to private entities.

### **Rule Exemption Requests**

The SCAQMD staff currently has a number of pending exemption requests. Relative to requests from public fleets, SCAQMD staff will complete its evaluation of those requests. Requests from private fleet operators will be processed expeditiously consistent with this Advisory.

**Fleet Rule Compliance and Enforcement**

SCAQMD staff will continue monitoring fleet purchase activities as required under the Fleet Rules. As of the date of this Advisory, the SCAQMD will postpone pending enforcement actions affecting private fleets.

**Effective Dates of this Advisory**

This Advisory shall be in effect as of the date stated above. This Advisory is subject to change and may be superceded by subsequent Advisories or Notices. Affected fleet operators are advised to check periodically with SCAQMD staff or access the SCAQMD's website at the address shown below for further Advisories or Notices.

There is an overall need to continue to reduce emissions from mobile sources as early as possible. Many alternative-fuel engines are inherently cleaner than conventional-fueled vehicles (in particular, diesel-fueled vehicles) relative to nitrogen oxides and particulate matter (if the diesel vehicle is not equipped with after-treatment controls). Accelerated reductions are needed to meet particulate-matter and ozone air-quality standards as early as practicable.

**For More Information**

The Fleet Rules are available on the SCAQMD website at: [www.aqmd.gov/tao/Fleetrules](http://www.aqmd.gov/tao/Fleetrules). This fact sheet and any additional status updates will be provided to affected parties and on the website. In addition, contact information is provided below.

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